IN THE DISTRICT COURT OF THE UNITED STATES FOR THE MIDDLE DISTRICT OF ALABAMA, NORTHERN DIVISION

LEE HARTWELL, ) ) Plaintiff, ) ) CIVIL ACTION NO. 2:06cv518-MHT ) v. THE CITY OF MONTGOMERY, ALABAMA, PERSONNEL BOARD OF THE CITY AND COUNTY OF MONTGOMERY, ) ALABAMA, and DISTRICT CHIEF KELLY D. GORDON, ) in his individual capacity, ) ) Defendants. )

ORDER

In light of the representations of the parties at the pretrial conference on April 5, 2007, it is ORDERED that the defendants' motion for leave to supplement their motion for summary judgment (doc. no. 27) is denied as moot.

DONE, this the 9th day of April, 2007.

/s/ Myron H. Thompson
UNITED STATES DISTRICT JUDGE